## Case 1:20-bk-12728-SDR Doc 132 Filed 09/11/21 Entered 09/12/21 00:40:41 Desc Imaged Certificate of Notice Page 1 of 6

United States Bankruptcy Court Eastern District of Tennessee

In re: Case No. 20-12728-SDR

Michael Allen Mixson Chapter 11

Debtor

# **CERTIFICATE OF NOTICE**

District/off: 0649-1 User: johnsonmn Page 1 of 3
Date Rcvd: Sep 09, 2021 Form ID: pdfAgrdO Total Noticed: 28

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

#### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 11, 2021:

Recip ID		Recipient Name and Address
12981438	+	Chattanooga Swim Spa, 6228 Airpark Dr., Chattanooga, TN 37421-4898
12970289		City of Chattanooga, Treasurer's Office, P.O. Box 191, Chattanooga, TN 37401-0191
13092252	+	City of Chattanooga, Office of the City Attorney, 100 East 11th Street, Suite 200, Chattanooga, TN 37402-4288
12970290	+	Elisabeth Donnovin, Esq., 428 McCallie Ave, Chattanooga, TN 37402-2009
13019417	+	FMM Bushnell, LLC, C/O Everett L. Hixson, Jr., Esq., Evans Harrison Hackett PLLC, 835 Georgia Ave., Suite 800, Chattanooga, TN 37402-2225
12970292	+	FMM Bushnell, LLC, c/o Everett L. Hixson III, 835 Georgia Ave, Suite 800, Chattanooga, TN 37402-2225
12970291	+	First Volunteer Bank, c/o Doug Johnson, 428 McCallie Ave, Chattanooga, TN 37402-2009
12970293	+	Hamilton County Trustee, Attn: Bankruptcy Dept, 625 Georgia Ave, Room 210, Chattanooga, TN 37402-1494
12970294	+	Harold Dingmen, 6228 Airpark Drive, Chattanooga, TN 37421-2905
12970296	+	Jacob Mixson, 6903 Jesse Conner Rd, Chattanooga, TN 37421-2537
12981439	+	Loan Builder, c/o Swift Finanical, LLC, 3505 Silverside Rd., Wilmington, DE 19810-4905
12970297	+	Quicken Loans, 40600 Ann Arbor Rd. East, Suite 201, Plymouth, MI 48170-4675
12992759	+	Quicken Loans, LLC, 635 Woodward Avenue, Detroit, MI 48226-3408
12979930	+	SunTrust Bank now Truist Bank, Attn: Support Services, P.O. Box 85092, Richmond, VA 23286-0001
12970298	+	Suntrust, Bankruptcy, 1001 Semmes Ave, Richmond, VA 23224-2245

### TOTAL: 15

### $\underline{\textbf{Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.}\\$

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Standard Time.			
Recip ID	Notice Type: Email Address + Email/PDF: mamixson@gmail.com	Date/Time	Recipient Name and Address
ub	, and the second	Sep 09 2021 19:50:00	Michael Allen Mixson, 6903 Jesse Conner Road, Chattanooga, TN 37421-2537
cr	+ Email/Text: bankruptcy@firstvolunteer.com	Sep 09 2021 19:51:00	First Volunteer Bank, P.O Box 11167, Chattanooga, TN 37401-2167
cr	+ Email/PDF: rmscedi@recoverycorp.com	Sep 09 2021 19:53:39	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
12970287	+ Email/Text: bk@avant.com	Sep 09 2021 19:51:00	Avant, 222 N. LaSalle Street, Suite 1700, Chicago, IL 60601-1101
12970288	Email/PDF: AIS.cocard.ebn@americaninfosource.com	Sep 09 2021 19:53:28	Capital One, PO Box 30285, Bankruptcy Notices, Salt Lake City, UT 84130-0285
13003211	+ Email/PDF: EBN_AIS@AMERICANINFOSOURCE.CO	OM Sep 09 2021 20:08:46	Capital One Bank (USA), N.A., 4515 N Santa Fe Ave, Oklahoma City, OK 73118-7901
12970295	+ Email/Text: sbse.cio.bnc.mail@irs.gov	Sep 09 2021 19:51:00	Internal Revenue Service, PO Box 7346, Philadelphia, PA 19101-7346
12981440	+ Email/PDF: gecsedi@recoverycorp.com	Sep 09 2021 19:53:28	Paypal, c/o Synchrony, Po Box 965004, Orlando, FL 32896-5004
12970299	Email/PDF: gecsedi@recoverycorp.com	Sep 09 2021 19:53:28	Syncb/Swtr, PO Box 965036, Orlando, FL 32896-5036
13030860	+ Email/PDF: gecsedi@recoverycorp.com	Sep 09 2021 19:53:28	Synchrony Bank, c/o PRA Receivables Management, LLC, PO Box 41021, Norfolk VA 23541-1021

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Sep 09 2021 19:51:00

12970300 + Email/Text: bankruptcies@TVFCU.COM

Sep 09 2021 19:51:00 Tennessee Valley FCU, P.O. Box 23967,

Chattanooga, TN 37422-3967

12984346 + Email/Text: bankruptcies@TVFCU.COM

Tennessee Valley Federal Credit Union, P.O. Box

23967, Chattanooga, TN 37422-3967

+ Email/Text: bankruptcynotices@sba.gov

Sep 09 2021 19:51:00 US Small Business Administration, 409 3rd St.

SW, Washington, DC 20416-0005

TOTAL: 13

### BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Quicken Loans, LLC
cr	*+	FMM Bushnell, LLC, C/O Everett L. Hixson, Jr., Esq, Evans Harrison Hackett PLLC, 835 Georgia Ave., Suite 800, Chattanooga, Tn 37402-2225
cr	*+	Tennessee Valley Federal Credit Union, P.O. Box 23967, Chattanooga, TN 37422-3967

TOTAL: 1 Undeliverable, 2 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 11, 2021 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 9, 2021 at the address(es) listed below:

Name Email Address

Bret Jacob Chaness

on behalf of Creditor Quicken Loans LLC bchaness@rubinlublin.com

David Holesinger

on behalf of U.S. Trustee United States Trustee david.holesinger@usdoj.gov

David J. Fulton

on behalf of Debtor Michael Allen Mixson djf@sfglegal.com

sfglegalecf@gmail.com;angie@sfglegal.com;stephanie@sfglegal.com;r40461@notify.bestcase.com

Douglas R. Johnson

on behalf of Creditor First Volunteer Bank djohnson@johnsonmulroony.com djohnson@ecf.courtdrive.com

Elisabeth B. Donnovin

on behalf of Plaintiff First Volunteer Bank edonnovin@johnsonmulroony.com

Elisabeth B. Donnovin

on behalf of Creditor First Volunteer Bank edonnovin@johnsonmulroony.com

Elisabeth B. Donnovin

on behalf of Counter-Defendant First Volunteer Bank edonnovin@johnsonmulroony.com

Everett L. Hixson, III

on behalf of Defendant FMM Bushnell LLC rhixson@ehhlaw.com, dbellamy@ehhlaw.com;lmartin@ehhlaw.com;kshelton@ehhlaw.com

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Everett L. Hixson, III

on behalf of Counter-Claimant FMM Bushnell LLC rhixson@ehhlaw.com, dbellamy@ehhlaw.com;lmartin@ehhlaw.com;kshelton@ehhlaw.com

Everett L. Hixson, III

on behalf of Creditor FMM Bushnell LLC rhixson@ehhlaw.com, dbellamy@ehhlaw.com;lmartin@ehhlaw.com;kshelton@ehhlaw.com

Everett L. Hixson, Jr.

on behalf of Counter-Claimant FMM Bushnell LLC bhixson@ehhlaw.com, slynn@ehhlaw.com;kshelton@ehhlaw.com

Everett L. Hixson, Jr.

on behalf of Creditor FMM Bushnell LLC bhixson@ehhlaw.com, slynn@ehhlaw.com;kshelton@ehhlaw.com

Everett L. Hixson, Jr.

on behalf of Defendant FMM Bushnell LLC bhixson@ehhlaw.com, slynn@ehhlaw.com;kshelton@ehhlaw.com

Logan C. Threadgill

on behalf of Creditor Tennessee Valley Federal Credit Union lthreadgill@chamblisslaw.com

jmaddux@chamblisslaw.com;GChambers@chamblisslaw.com;cgarrett@chamblisslaw.com;gfairbanks@chamblisslaw.com;ttuck

er@chamblisslaw.com

Natalie Brown

on behalf of Creditor Quicken Loans LLC nbrown@rubinlublin.com,

lcaplan@rubinlublin.com; akhosla@rubinlublin.com; ruluecf@gmail.com; BKRL@ecf.courtdrive.com; akhosla@rubinlublin.com; ruluecf@gmail.com; akhosla@rubinlublin.com; ruluecf@gmail.com; bKRL@ecf.courtdrive.com; ruluecf@gmail.com; ruluecf@gma

United States Trustee

Ustpregion08.cn.ecf@usdoj.gov

TOTAL: 16

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SO ORDERED. SIGNED this 9th day of September, 2021

THIS ORDER HAS BEEN ENTERED ON THE DOCKET. PLEASE SEE DOCKET FOR ENTRY DATE.

Shelley D. Rucker
CHIEF UNITED STATES BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF TENNESSEE SOUTHERN DIVISION

In re:

MICHAEL ALLEN MIXSON,
Debtor.

)

Case No. 1:20-bk-12728-SDR
Chapter 11

# AGREED ORDER AMENDING THE ORDER ENTERED AUGUST 13, 2021

By agreement of the parties and with the approval of the court, the court amends and supplements its order entered August 13, 2021 (ECF No. 100), as follows. All other terms of the August 13<sup>th</sup> order shall remain in effect:

1. Debtor shall have 21 days from the date on which the court enters its opinion on the motions for summary judgment in the adversary proceeding *First Volunteer Bank v. FMM Bushnell, LLC*, 1:20-ap-10151-SDR, in which to amend his plan based on the court's decision in the adversary proceeding or otherwise. If debtor files an amended plan, the court

will enter a new scheduling order setting deadlines for confirmation of the amended plan and final approval of the disclosure statement.

- 2. If debtor does not amend the plan, the last day to file and serve written acceptances/rejections of the plan as originally filed (ECF No. 98) and objections to final approval of the original disclosure statement (ECF No. 99) is continued from September 17, 2021, to October 22, 2021.
- 3. The deadline for counsel for the debtor to file a summary of the timely received ballots on the plan filed at ECF No. 98 is extended to October 29, 2021.
- 4. The hearing to consider final approval of the disclosure statement (if a written objection has been timely filed) and for hearing on confirmation of the plan (ECF No. 98) is continued from September 23, 2021, to November 4, 2021 at 11:00 a.m. in courtroom 3-B.
- 5. Additionally, the court, pursuant to 11 U.S.C. §§ 1121(e)(3) and 1129(e), hereby extends the time period for the debtor to obtain confirmation of the original plan until November 12, 2021.

###

APPROVED FOR ENTRY BY:

JOHNSON & MULROONY, P.C.

By: s/ Elisabeth B. Donnovin

Elisabeth B. Donnovin, BPR # 018365 428 McCallie Avenue Chattanooga, TN 37402 423-266-2300 423-266-6906 (fax) edonnovin@johnsonmulroony.com

Counsel for First Volunteer Bank

and

### **EVANS HARRISON HACKETT PLLC**

By: <u>s/ Everett L. Hixson, Jr.</u> (By EBD with permission)

Everett L. Hixson, Jr., BPR # 12116 Everett L. Hixson III, BPR # 03345 835 Georgia Avenue, Suite 800 Chattanooga, TN 37402 423-693-2207 423-648-7897 (fax) bhixson@ehhlaw.com

rhixson@ehhlaw.com Counsel for FMM Bushnell, LLC

and

#### PAUL A. RANDOLPH

Acting United States Trustee, Region 8

By: s/ David Holesinger (By EBD with permission)

David Holesinger, BRP # 030189 31 E. 11<sup>th</sup> Street, 4<sup>th</sup> Floor Chattanooga, TN 37402 (423) 752-5153 david.holesinger@usdoj.gov

Counsel for the United States Trustee

and

#### SCARBOROUGH & FULTON

By: <u>s/ David J. Fulton</u> (By EBD with permission)

David J. Fulton, BPR # 6102 701 Market Street, Suite 1000 Chattanooga, TN 37402 (423) 648-1880 (423) 648-1881 (fax) djf@sfglegal.com Counsel for Debtor